

**Ventura County Medi-Cal Managed Care Commission  
(VCOMMCC) dba Gold Coast Health Plan (GCHP)  
Commission Meeting Minutes  
August 25, 2014**

**CALL TO ORDER**

Chair Araujo called the meeting to order at 3:02 p.m. in Suite 200 at the Ventura County Public Health Building located at 2240 E. Gonzales Road, Oxnard, CA 93036.

**ROLL CALL**

**COMMISSION MEMBERS IN ATTENDANCE**

**David Araujo, MD**, Ventura County Medical Center Family Medicine Residency Program  
**Lanyard Dial, MD**, Ventura County Medical Association  
**Barry Fisher**, Ventura County Health Care Agency  
**Peter Foy**, Ventura County Board of Supervisors (arrived 3:04 p.m.)  
**David Glyer**, Private Hospitals / Healthcare System  
**Michelle Laba, MD**, Ventura County Medical Center Executive Committee  
**Gagan Pawar, MD**, Clinicas del Camino Real, Inc.  
**Dee Pupa**, Ventura County Health Care Agency  
**Robert Wardwell**, Private Hospitals / Healthcare System

**EXCUSED / ABSENT COMMISSION MEMBERS**

**Antonio Alatorre**, Clinicas del Camino Real, Inc.  
*Vacant*, Medi-Cal Beneficiary Advocate

**STAFF IN ATTENDANCE**

**Michael Engelhard**, Chief Executive Officer  
**Nancy Kierstyn Schreiner**, Legal Counsel  
**Michelle Raleigh**, Chief Financial Officer  
**Traci R. McGinley**, Clerk of the Board  
**Brandy Armenta**, Compliance Director  
**Stacy Diaz**, Human Resources Director  
**Mike Foord**, IT Infrastructure Manager  
**Anne Freese**, Pharmacy Director  
**Guillermo Gonzalez**, Government Relations Director  
**Steven Lalich**, Communications Director  
**Vickie Lemmon**, Health Services Director  
**Tami Lewis**, Operations Director  
**Allen Maithel**, Controller  
**Al Reeves, MD**, Chief Medical Officer  
**Melissa Scrymgeour**, Chief Information Officer  
**Lyndon Turner**, Financial Analysis Director  
**Ruth Watson**, Chief Operations Officer  
**Nancy Wharfield, MD**, Associate Chief Medical Officer

The Pledge of Allegiance was recited.

Language Interpreting and Translating services were provided by GCHP from Lourdes González Campbell and Associates.

## **PUBLIC COMMENT**

None.

### **1. APPROVE MINUTES**

#### **a. Regular Meeting of July 28, 2014**

Commissioner Pupa moved to approve the Regular Meeting Minutes of July 28, 2014. Commissioner Glyer seconded. The motion carried with the following votes:

AYE:	Araujo, Dial, Fisher, Foy, Glyer, Laba, Pawar and Pupa.
NAY:	None.
ABSTAIN:	Wardwell.
ABSENT:	Alatorre.

### **2. CONSENT ITEMS**

#### **a. June Financials**

Commissioner Pupa asked if the budget would typically be updated since the membership growth due to the Affordable Care Act exceeded the estimates. CFO Raleigh responded that when necessary (e.g., mid-year for the prior fiscal year) the budget is updated.

Commissioner Fisher moved to approve the June Financials. Commissioner Pupa seconded. The motion carried with the following votes:

AYE:	Araujo, Dial, Fisher, Foy, Glyer, Laba, Pawar, Pupa and Wardwell.
NAY:	None.
ABSTAIN:	None.
ABSENT:	Alatorre.

### **3. APPROVAL ITEMS**

#### **a. Resolution Reflecting Action at May 19, 2014 Meeting Amending / Revising and Ratifying Personnel Rules, Regulations and Policies for Dress Code, Vacation Buy-Back, Bereavement and SPOT Award**

Chair Araujo explained that this was merely procedural to reflect the changes made to the Vacation Buy-Back Policy and SPOT Award by Commission at the May 19, 2014 Commission Meeting.

Chair Araujo moved to approve the Resolution reflecting the changes made to the Vacation Buy-Back Policy and SPOT Award by Commission at the May 19, 2014 Commission Meeting. Commissioner Wardwell seconded.

Legal Counsel Kierstyn Schreiner reported that at the May 19, 2014 Commission Meeting a resolution amending the Personnel Rules, Regulations and Policies was brought before the Commission. The Commission made changes to the Vacation Buy-Back Policy and SPOT Award at the meeting and therefore a revised resolution was required. The resolution was brought back to the Commission at the last meeting and then pulled from the Agenda. CEO Engelhard added that the policies were being brought to the Commission for information only.

Chair Araujo moved to withdraw the motion. Commissioner Wardwell seconded.

**b. Rescind and / or Amend Vacation Buy-Back and SPOT Award Policies**

Commissioner Fisher stated that it was his belief that the amounts for the SPOT Award were too large. CEO Engelhard stated this policy will be revised and be brought back as amended.

The Commission requested that updated Personnel Rules, Regulations and Policies be brought back, with the new policies included, in 60-90 days for Commission review. After further discussion it was agreed that the item will be presented at the November Commission Meeting.

**c. ACA 1202 Payment Approach**

CFO Raleigh reported that some of the additional information requested at the last Commission meeting was contained in the last paragraph of the agenda report. The State changed the methodology on how the payments should be calculated (after the first batch of payments were made to providers). The Plan has not yet received the details; therefore, no action is needed from the Commission at this time. CEO Engelhard added that the Plan has not received additional funding from the State.

**d. DHCS Amendments A01 and A12**

CEO Engelhard presented two amendments to the Department of Health Care Services (DHCS) contract. Amendment A01 corrects the contract expiration date which was inadvertently changed by the State in error. Both contracts should extend to June 30, 2016. Amendment A12 includes the Intergovernmental Transfer funds for the FY 2012-13 time period.

Commissioner Glycer moved to authorize the CEO to execute the DHCS contract amendments. Commissioner Pupa seconded. The motion carried with the following votes:

AYE:	Araujo, Dial, Fisher, Foy, Glycer, Laba, Pawar, Pupa and Wardwell.
NAY:	None.
ABSTAIN:	None.
ABSENT:	Alatorre.

**e. Quality Improvement Committee Report – 2<sup>nd</sup> Quarter 2014**

CMO Dr. Reeves presented the 2014 Second Quarter Quality Improvement Committee Report.

Commissioner Glyer moved to approve the Quality Improvement Committee Report. Commissioner Pupa seconded. The motion carried (with Commissioner Laba out of the room) with the following votes:

AYE: Araujo, Dial, Fisher, Foy, Glyer, Pawar, Pupa and Wardwell.  
NAY: None.  
ABSTAIN: None.  
ABSENT: Alatorre and Laba.

**g. Worker's Compensation Insurance**

CFO Raleigh reviewed the Hartford Insurance Company Worker's Compensation Insurance policy expiring August 31, 2014. Due to the Plan having more employees the premium is increasing; however, it is recommended that the Plan continue with the Hartford Insurance Company. HR Director Diaz added that a new safety program will be rolled out in September.

Commissioner Foy moved to approve the contract with Hartford Insurance for Worker's Compensation. Commissioner Fisher seconded. The motion carried with the following votes:

AYE: Araujo, Dial, Fisher, Foy, Glyer, Laba, Pawar, Pupa and Wardwell.  
NAY: None.  
ABSTAIN: None.  
ABSENT: Alatorre.

**h. Consumer Advisory Committee (CAC) Membership**

COO Watson reviewed the Consumer Advisory Committee (CAC) agenda report requesting appointments to the CAC.

Commissioner Fisher moved to approve the update of the Consumer Advisory Committee Membership. Commissioner Pupa seconded. The motion carried with the following votes:

AYE: Araujo, Dial, Fisher, Foy, Glyer, Laba, Pawar, Pupa and Wardwell.  
NAY: None.  
ABSTAIN: None.  
ABSENT: Alatorre.

**4. ACCEPT AND FILE ITEMS**

**a. Accept Resignation of CEO**

The Commissioners commented on the great job that CEO Engelhard has done in turning the Plan's financials around and leading the Plan.

**b. CEO Update**

CEO Engelhard presented the CEO Update. He noted that as requested the Compliance Report and monthly statistics are included. He reported that the 2014-15 Audit Work Plan and 2014-15 Compliance Audit schedule are also included.

There was discussion regarding the Applied Behavioral Analysis (ABA) Program and the fact that the Plan has not yet received the rules and regulations for the Program so it is difficult to implement.

**c. COO Update**

COO Watson presented the update to the Commission.

**d. Health Services Update**

Associate Medical Director Dr. Wharfield reviewed the written report. Chair Araujo had previously requested information on the percentage of ER visits occurring out of the area, Dr. Wharfield reported that it was 7%.

Commissioner Fisher moved to accept and file the CEO Resignation, CEO Update, COO Update and the Health Services Update. Commissioner Glycer seconded. The motion carried with the following votes:

AYE:	Araujo, Dial, Fisher, Foy, Glycer, Laba, Pawar, Pupa and Wardwell.
NAY:	None.
ABSTAIN:	None.
ABSENT:	Alatorre.

**5. NOTE AND FILE ITEMS**

**a. Special Investigation Ad Hoc Committee Report**

Commissioner Fisher updated the Commission on the investigation. Investigation teams have Interviews scheduled to begin the following week. He added that records are being requested and provided by the previous consultant as well as GCHP. He noted that legal counsel for the Ad Hoc Committee has remarked that GCHP staff has been very cooperative.

Chair Araujo added that the Commission desires the matter to be completed as soon as possible.

**6. INFORMATION ITEMS**

**a. Incurred But Not Paid (IBNP)**

Due to time constraints the material was not discussed, but CFO Raleigh offered to review the IBNP report with any Commissioner.

**CLOSED SESSION**

Legal Counsel Kierstyn Schreiner explained the purpose of the Closed Session items. Commissioner Pawar announced that she would be recusing herself during the Clinicas litigation Closed Session Item.

**ADJOURN TO CLOSED SESSION**

The Commission adjourned to Closed Session at 5:08 pm regarding the following items:

- a. **Conference with Legal Counsel - Existing Litigation Pursuant to Government Code Section 54956.9**
  - (i) EEOC Charge No. 480-2014-02364
  - (ii) EEOC Charge No. 480-2014-02058
  - (iii) Clinicas Del Camino Real Inc. v. Ventura County Medi-Cal Managed Care Commission dba Gold Coast Health Plan. Ventura County Superior Court Case No. 56-2014-00456149-CU-BC-VTA
- b. **Public Employee Appointment Pursuant to Government Code Section 54957**  
**Title:** Chief Executive Officer-Acting / Interim Chief Executive Officer
- c. **Public Employment Pursuant to Government Code Section 54957**  
**Title:** Chief Executive Officer-Acting / Interim Chief Executive Officer
- d. **Public Employee Performance Evaluation Pursuant to Government Code Section 54947:**  
**Title:** General Counsel

### **RETURN TO OPEN SESSION**

The Regular Meeting reconvened at 7:15 p.m.

Chair Araujo reported that an ad hoc committee has been created for the purpose of selecting a search firm for the CEO position. The members of said ad hoc committee are Chair Araujo, Commissioner Foy and Commissioner Alatorre.

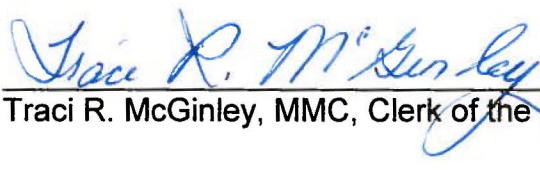
Chair Araujo also announced that COO Ruth Watson has been selected as the Interim CEO, compensation for Interim CEO Watson to be determined by the above-noted ad hoc committee.

Legal Counsel Kierstyn Schreiner noted that there was nothing to report on the other Closed Session Items.

### **ADJOURNMENT**

Meeting adjourned at 7:17 p.m.

APPROVED:



Traci R. McGinley, MMC, Clerk of the Board